

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE PROMULGATION: DMR Regulation 95.09 Q, Closed Area No. 59, Half Moon Cove, Eastport

TEXT OF RULE: DMR Regulation 95.09 Q, Closed Area No. 59, Half Moon Cove, Eastport

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Half Moon Cove, Eastport, inside and southeast of a line starting at a red-painted post on the southeast end of the Carlow Island-Quoddy Village causeway and extending southwest approximately 1180 yards to the Quoddy Village wastewater pump station site at the intersection of Old Toll Bridge and Snyder Roads. This new regulation classifies the southeast portion of Half Moon Cove as restricted and any harvest requires a special MDMR permit

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: February 27, 2004

AGENCY CONTACT PERSON:

Amy M. Fitzpatrick
Department of Marine Resources
McKown Point Road
West Boothbay Harbor, Maine 04575

BANGOR DAILY NEWS
March 2, 2004

STATEMENT OF FACT AND POLICY

As authorized by 12 M.R.S.A. Sections 6172 and 6192, the Commissioner of the Maine Department of Marine Resources promulgates emergency DMR Regulation 95.09 Q, Closed Area No. 59, Half Moon Cove, Eastport, to the harvesting of shellfish. This new regulation classifies the southeast portion of Half Moon Cove, Eastport as restricted and requires a special MDMR permit

Department personnel have determined from water testing that Half Moon Cove is subject to intermittent microbiological pollution and that the harvesting of clams, quahogs, oysters, and mussels in these waters poses a threat to public health.



DAVID ETNIER
DEPUTY COMMISSIONER



Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area February 27, 2004

C59 Half Moon Cove, Eastport

